

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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D'AMICO DRY LIMITED,

Plaintiff-Appellants, : 09 CIV7840 (JGK)

v. :

PRIMERA MARITIME (Hellas)  
LIMITED, ET AL.

Defendant-Appellees. :  
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**NOTICE OF MOTION**

PLEASE TAKE NOTICE that, upon the attached declaration of Karina Albers, the accompanying Memorandum of Law, and the prior proceedings herein, Defendant Primera Maritime (Hellas), Ltd., through undersigned counsel, moves this Court, before the Honorable Judge John G. Koeltl, and pursuant to Federal Rule of Civil Procedure 12(b)(1) for an Order dismissing Plaintiff, D'Amico Dry Limited's enforcement action for lack of subject matter jurisdiction.

Dated: New York, New York  
November 7, 2014

Respectfully submitted,

By: /s/ John J. Reilly

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## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Motion, Memorandum and accompanying documents, were filed electronically with the Clerk of the Court using the CM/ECF system this 7th day of November, 2014. Notice of this filing will be sent to opposing counsel of record, Thomas L. Tisdale and counsel for all co-defendants by operation of the court's electronic filing system.

By: /s/ John J. Reilly\_\_\_\_\_

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